

AMENDED

NO.59739

APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 31 1994

Returned to applicant for correction _____

Corrected application filed MAR 25 1994

Map filed MAR 25 1994 under 59736

The applicant **N. McCombs Family Trust**, hereby make application for permission to change the **Place of Use and Point of Diversion** of water heretofore appropriated under **Permit No. 45723**

1. The source of water is **Underground**
2. The amount of water to be changed **1.173 cfs**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **in the NW¼ SE¼ Section 26, T.34N., R.37E., M.D.B.&M., or at a point from which the East ¼ corner of said Section 26 bears N. 68°39' E. 1592.5 feet.**
6. The existing permitted point of diversion is located within the **NW¼ NE¼ Section 26, T.34N., R.37E., M.D.B.&M., or at a point from which the North ¼ corner of said Section 26 bears N. 18°26' W. 1260 feet.**
7. Proposed place of use **the NE¼, E½ NW¼, NE¼ SW¼ and N½ N½ SE¼ of Section 26, T.34N., R.37E., M.D.B.&M.**
8. Existing place of use **29.30 Ac. in NE¼ NW¼, 30.30 Ac. in SE¼ NW¼, 15.11 Ac. in NE¼ SW¼ Section 26, T.34N., R.37E., M.D.B.&M., 74.71 Acres.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **water to be diverted from an existing well with pump, pipe lines and ditches.**
12. Estimated cost of works **\$10,000.**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks: **This application is to be combined with the changes of Applications 47346, 27177, 41482 and permit 24593 (certificate No. 7781). 257.66 acres to be irrigated out of the 320 acres.**

By **s/Ernest E. Muller**
Ernest E. Muller, Sr., SWRS 702
750 W. Pueblo St.
Reno, NV., 89509

Compared jr/cmf dl/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 45723 is issued subject to the terms and conditions imposed in said Permit 45723 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59736, 59737, 59738, 59739 and 59740 shall not exceed 1,016.24 acre-feet annually for the irrigation of 254.06 acres within the described place of use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.173 cubic feet per second, but not to exceed 298.84 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 31, 2000

Proof of completion of work shall be filed before:

September 30, 2000

Water must be placed to beneficial use on or before:

August 31, 2001

Proof of the application of water to beneficial use shall be filed on or before:

September 30, 2001

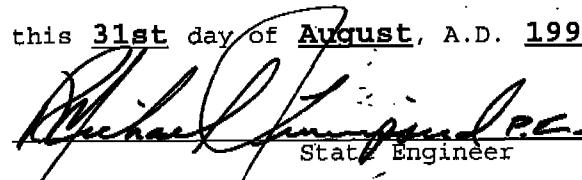
Map in support of proof of beneficial use shall be filed on or before:

September 30, 2001

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 31st day of August, A.D. 1999


State Engineer

Completion of work filed OCT 23 2001

Proof of beneficial use filed OCT 15 2002

Cultural map filed OCT 15 2002 under 59736

Certificate No. 16282 Issued _____

